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AETNA LIFE INSURANCE COMPANY,  
ON BEHALF OF LEHMAN BROTHERS  
HOLDINGS, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

AETNA LIFE INSURANCE COMPANY,  
ON BEHALF OF LEHMAN BROTHERS  
HOLDINGS, INC.,

Case No. C-11-00439-CW

**STIPULATION TO CONTINUE THE  
DEADLINE TO FILE A MOTION FOR  
ATTORNEY'S FEES AND COSTS**

**Plaintiff.**

VS.

THOMAS KOHLER and DIANE KIMSEU  
KOHLER,

#### Defendants.

This Stipulation to Continue the Deadline to File a Motion for Attorney's Fees and Costs is made and entered into by and among Plaintiff Aetna Life Insurance Company (the "Plaintiff") and Defendants Thomas Kohler and Diane Kimseu Kohler ("Defendants") (collectively, "Parties").

Pursuant to Federal Rule of Civil Procedure 54(2)(B)(i) and the Court's Order Granting Plaintiff's Motion for Summary Judgment (Doc. No. 50), Plaintiff may file a motion for attorney's fees within fourteen days of the entry of Judgment (Doc. No. 51) on November 7, 2011. Thus, Plaintiff's deadline to file a motion for attorney's fees and costs is November 21, 2011. The Parties have met and conferred on November 15, 2011 as required under Local Rule 54-5 and

1 agreed that the Parties would benefit from additional time to further meet and confer regarding  
2 Plaintiff's attorney's fees. The Parties agree and stipulate that, subject to the Court's approval of  
3 this stipulation, the deadline for Plaintiff to file a motion for attorney's fees and nontaxable costs  
4 will be continued until November 28, 2011. No other deadlines in the case would be affected.

5 IT IS SO STIPULATED.

6  
7 DATED: November 17, 2011

TRUCKER ♦ HUSS

8 By: /s/ Clarissa A. Kang  
9 Clarissa A. Kang  
10 *Attorneys for Plaintiff*  
Aetna Life Insurance Company, on behalf of  
Lehman Brothers Holdings, Inc.

11  
12 DATED: November 17, 2011

THE DOLAN LAW FIRM

13 By: /s/ Christopher Dolan  
14 Christopher Dolan  
*Attorneys for Defendants*  
Thomas Kohler and Diane Kimseu Kohler

15  
16 I attest that my firm has obtained Mr. Dolan's concurrence in the filing of this document.  
17

18  
19 TRUCKER ♦ HUSS

20 DATED: November 17, 2011

By: /s/ Clarissa A. Kang  
Clarissa A. Kang

21  
22 **[PROPOSED] ORDER**

23  
24 PURSUANT TO STIPULATION, IT IS SO ORDERED.

25  
26 DATED: November 21, 2011



27 Hon. Claudia Wilken  
28 Judge of the United States District Court